

Docket No.  
P07 41878

## Declaration For Patent Application

### English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**GENETIC TEST TO DETERMINE NON-RESPONSIVENESS TO  
STATIN DRUG TREATMENT**

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International  
Application Number \_\_\_\_\_  
and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, CFR Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor <b>KENT D. TAYLOR</b>
Sole or first inventor's signature <i>Kent D. Taylor</i> Date <i>6/24/99</i>
Residence <b>56 BAHIA CIRCLE, SANTA PAULA, CA 93060</b>
Citizenship <b>U.S.A.</b>
Post Office Address <b>SAME AS ABOVE</b>

Full name of second inventor, if any <b>MAREN T. SCHEUNER</b>
Second inventor's signature <i>Maren T. Scheuner</i> Date <i>6-29-99</i>
Residence <b>555 36th STREET, MANHATTAN BEACH, CA 90266</b>
Citizenship <b>U.S.A.</b>
Post Office Address <b>SAME AS ABOVE</b>

Full name of third inventor, if any <b>JEROME I. ROTTER</b>
Third inventor's signature <i>Jerome I. Rotter</i> Date <i>6/15/99</i>
Residence <b>2617 GREENFIELD AVENUE, LOS ANGELES, CA 90064</b>
Citizenship <b>U.S.A.</b>
Post Office Address <b>SAME AS ABOVE</b>

Full name of fourth inventor, if any <b>HUIYING YANG</b>
Fourth inventor's signature <i>Huiying Yang</i> Date <i>6/25/99</i>
Residence <b>16409 HOLMES PLACE, CERRITOS, CA 90703</b>
Citizenship <b>U.S.A.</b>
Post Office Address <b>SAME AS ABOVE</b>

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) AND 1.27 (d)) - NONPROFIT ORGANIZATION**

Docket No.  
P07 41878

Serial No.  
UNASSIGNED

Filing Date  
HEREWITH

Patent No.  
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Issue Date  
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Applicant/  
Patentee: **Kent D. Taylor, Maren T. Scheuner, Jerome I. Rotter, and Huiying Yang**

Invention:

**GENETIC TEST TO DETERMINE NON-RESPONSIVENESS TO  
STATIN DRUG TREATMENT**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: **CEDARS-SINAI MEDICAL CENTER**

ADDRESS OF ORGANIZATION: **8700 Beverly Boulevard**  
**Los Angeles, CA 90048-1869**

TYPE OF NONPROFIT ORGANIZATION:

- ☐ University or other Institute of Higher Education
- ☒ Tax Exempt under Internal Revenue Service Code (26 U.S.C. 501(a) and 501(c)(3))
- ☐ Nonprofit Scientific or Educational under Statute of State of The United States of America  
Name of State: \_\_\_\_\_ Citation of Statute: \_\_\_\_\_
- ☐ Would Qualify as Tax Exempt under Internal Revenue Service Code (26 U.S.C. 501(a) and 501(c)(3)) if Located in The United States of America
- ☐ Would Qualify as Nonprofit Scientific or Educational under Statute of State of The United States of America if Located in The United States of America  
Name of State: \_\_\_\_\_ Citation of Statute: \_\_\_\_\_

I hereby declare that the above-identified nonprofit organization qualifies as a nonprofit organization as defined in 37 C.F.R. 1.9(e) for purposes of paying reduced fees to the United States Patent and Trademark Office regarding the invention described in:

- ☒ the specification to be filed herewith.
- ☐ the application identified above.
- ☐ the patent identified above.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the above-identified nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed on the next page and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ no such person, concern or organization exists.  
☐ each such person, concern or organization is listed below.

FULL NAME  
ADDRESS

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME  
ADDRESS

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME  
ADDRESS

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME  
ADDRESS

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:

Peter Braveman

TITLE IN ORGANIZATION:

Senior Vice-President for Legal Affairs and General Counsel

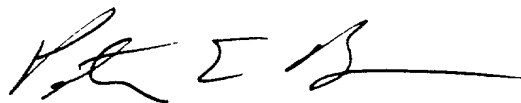
ADDRESS OF PERSON SIGNING:

CEDARS -SINAI MEDICAL CENTER

8700 Beverly Boulevard

Los Angeles, CA 90048-1869

SIGNATURE:



DATE:

6/32/77

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kent D. Taylor, Maren T. Scheuner, Jerome I. Rotter, and Huiying Yang  
Serial No.: Unassigned  
Filed on: Herewith  
Title: GENETIC TEST TO DETERMINE NON-RESPONSIVENESS TO  
STATIN DRUG TREATMENT

**CERTIFICATE UNDER 37 C.F.R. 3.73(b)  
ESTABLISHING RIGHT OF ASSIGNEE TO PROSECUTE**

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:

Cedars-Sinai Medical Center

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of chain of title from the inventor, of the patent application identified above, to the current assignee as shown below:

1. From: Kent D. Taylor, Maren T. Scheuner, Jerome I. Rotter, and Huiying Yang  
To: Cedars-Sinai Medical Center

The document is being filed herewith with the Patent and Trademark Office.  
A copy thereof is attached.

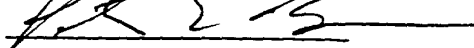
The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 6/30/99

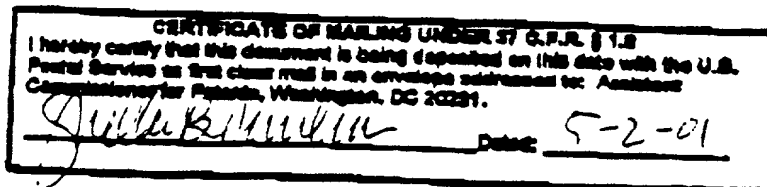
Name: Peter E. Braveman, Esq.

Title: Senior Vice President for Legal Affairs and General Counsel

Signature: 

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REVOCATION OF PRIOR POWERS AND NEW POWER OF ATTORNEY**

Assistant Commissioner for  
Patents  
Washington, DC 20231



Honorable Sir:

Cedars-Sinai Medical Center, having a place of business at 8700 Beverly Boulevard, Suite 2112, Los Angeles, California 90048-1985, and being the owner of the entire right, title and interest to the patent applications identified on the attached list, hereby revokes all previously given powers of attorney for the applications listed on attached sheet, and hereby appoints the following:

Attorney

Registration No.

Edward G. Popleweld  
Denise L. McKenzie  
Nisan A. Steinberg, Ph.D.

33,438  
43,790  
40,345

all of whom are members in good standing of a state bar, and are members of the law firm of Sidley Austin Brown & Wood, 555 West Fifth Street, Los Angeles, California 90013-1010 at (213) 898-6000, its representatives with full power of substitution and revocation, to transact all business in the United States Patent and Trademark Office connected therewith.

Effective immediately, please change the correspondence address related to the identified patent applications on the attached sheet:

from: Pretty, Schroeder, et al.  
444 South Flower Street  
Los Angeles, California 90071

to: Edward G. Popleweld, Esq.  
Sidley Austin Brown & Wood  
555 West Fifth Street  
Los Angeles, California 90013-1010

and direct all future correspondence to the above address; and refer all telephone communications to Edward G. Popleweld at (213) 898-6001.

CEDARS-SINAI MEDICAL CENTER

Dated: May 2, 2001

By: *[Signature]*  
Peter E. Braverman  
Senior Vice President for Legal Affairs and General Counsel

**CEDARS-SINAI MEDICAL CENTER**

<b>Application No.</b>	<b>Filing Date</b>
09/299,817	4/26/1999
09/294,737	4/19/1999
09/145,586	9/2/1998
09/500,158	2/8/2000
09/168,349	10/7/1998
09/488,491	1/20/2000
09/545,428	4/7/2000
09/399,212	9/17/1999
09/280,181	3/29/1999
09/347,114	7/2/1999
08/566,313	12/1/1995
09/226,068	1/6/1999
09/191,920	11/13/1998
09/272,443	3/19/1999
09/311,599	5/13/1999
09/570,357	5/12/2000
09/292,723	4/15/1999
09/409,616	9/30/1999
09/307,230	5/7/1999
09/353,004	7/13/1999
09/605,176	6/28/2000
09/581,456	6/12/2000

FILED 07-05-2000



09097 6248860

Application No.	Filing Date
09/491,500	1/26/2000
09/615,854	7/14/2000
09/488,191	1/20/2000
09/374,143	8/11/1999
09/374,142	8/11/1999
09/122,876	7/27/1998
09/481,084	1/11/2000
08/894,251	7/23/1999
09/569,956	5/12/2000
09/687,911	10/13/2000
09/730,469	12/4/2000
09/327,138	6/7/1999
09/513,059	2/24/2000
09/530,611	4/28/2000
09/235,710	1/22/1999
09/546,119	4/10/2000
09/420,046	10/18/1999

MAR 7-2-99

Packet No.: P07 41878

07-20-1999

HEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



Tab settings → → → ▼

To the Honorable Commissioner of

101094490

the attached original documents or copy thereof

1. Name of conveying party(ies):

Kent D. Taylor  
Maren T. Scheuner  
Jerome I. Rotter  
Huiying Yang

2. Name and address of receiving party(ies):

Name: CEDARS-SINAI MEDICAL CENTER

Internal Address: \_\_\_\_\_

Additional names(s) of conveying party(ies) ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other \_\_\_\_\_

Street Address: 8700 BEVERLY BOULEVARD

City: LOS ANGELES State: CA ZIP: 90048

Execution Date: 6/24/99, 6/25/99, 6/25/99, 6/29/99

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: 6/24/99, 6/25/99, 6/29/99

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Edward G. Poplawski, Esq.

Internal Address: Pretty, Schroeder & Poplawski, P.C.

44 FC:581 40.00 DP

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41):.....\$ 40.00

☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account

☐ Authorized to be charged to deposit account

Street Address: 444 South Flower Street - 19th Floor

8. Deposit account number:

16-2460

City: Los Angeles State: CA ZIP: 90071

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Nisan A. Steinberg, Ph.D., Reg. No. 40,345

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 6

## ASSIGNMENT

WHEREAS, Kent D. Taylor of Santa Paula, CA, Maren T. Scheuner of Manhattan Beach, CA, Jerome I. Rotter of Los Angeles, CA and Huiying Yang of Cerritos, CA, Assignors, have invented a new and useful GENETIC TEST TO DETERMINE NON-RESPONSIVENESS TO STATIN DRUG TREATMENT for which an application for United States Letters Utility Patent was executed by them on or about the same date as this Assignment; and

WHEREAS, Assignors believe themselves to be the original, first and sole inventors of the invention disclosed and claimed in the application for Letters Patent; and

WHEREAS, CEDARS-SINAI MEDICAL CENTER, a California, nonprofit organization, having a place of business at 8700 Beverly Boulevard, Los Angeles, California 90048-1869, Assignee, desires to acquire by formal, recordable assignment the entire right, title and interest in and to the invention, the application, and any Letters Patent that might be granted for the invention in the United States and throughout the world;

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and of other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee, the entire right, title and interest in and to the invention, the application, and any Letters Patent that might be granted for the invention in the United States and throughout the world, including

the right to file foreign applications directly in the name of Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise.

Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignors, they and their legal representatives and assigns will perform all lawful acts, including the execution of papers and the giving of testimony, that might be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for the invention, and for perfecting, recording or maintaining the title of Assignee, its successors and assigns, to the invention, the application, and any Letters Patent granted for the invention in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted by this Assignment.

Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for the invention, whether on the application or on any subsequently filed division, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in the invention.

Assignors further authorize and request insertion below of the serial number and filing date of the application, when officially known:

Serial No. 09/347,114 Filing Date 2 JULY 1999

IN WITNESS WHEREOF, Assignors have executed this Assignment.

Assignors

Date: 6/24/99

Kent D. Taylor  
Kent D. Taylor

Date: 6/29/99

Maren T. Scheuner  
Maren T. Scheuner

Date: 6/25/99

Jerome I. Rotter  
Jerome I. Rotter

Date: 6/25/99

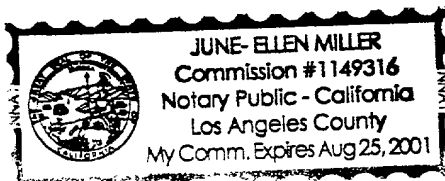
Huiying Yang  
Huiying Yang

State of California

County of Los Angeles ) ss.

On this 24<sup>th</sup> day of June, in the year of 1999, before me personally appeared **Kent D. Taylor**, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.

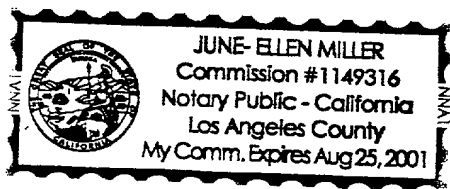


June-ElLEN Miller  
Notary Public in and for Said  
County and State

State of California  
County of Los Angeles ) ss.

On this 29 day of June, in the year of 1999, before me personally appeared **Maren T. Scheuner**, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.

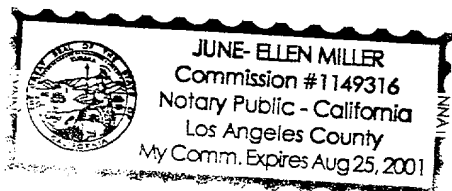


June- Ellen Miller  
Notary Public in and for Said  
County and State

State of California  
County of Los Angeles ) ss.

On this 25<sup>th</sup> day of June, in the year of 1999, before me personally appeared **Jerome I. Rotter**, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.



June- Ellen Miller  
Notary Public in and for Said  
County and State

State of California  
County of Los Angeles ) ss.

On this 25<sup>th</sup> day of June, in the year of 1999, before me personally appeared **Huiying Yang**, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.

June- Ellen Miller  
Notary Public in and for Said  
County and State

